

REMARKS

Claims 6-29 are pending in the application. Claim 6 has been amended to recite "comprising". Typographical errors have been corrected in claims 10, 12, and 25.

Claims 6-16 and 27-29 are rejected under 35 U.S.C. § 102 as anticipated by Laden (WO 01/85103) "as evidenced by" Flick (Cosmetic Additives). Consistent with the arguments made in the previous response, the claims have been re-drafted to recite that component c) contains both a wax and an oil-gelling agent. Nowhere does the reference teach or suggest such a component. Flick does not support the rejection of the amended claims.

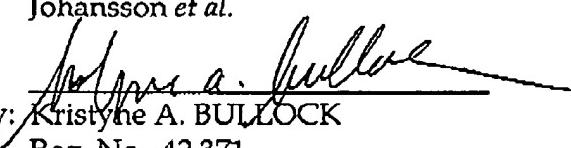
Claims 6-26 are rejected under 35 U.S.C. §102 as anticipated by Zabotto (United States Patent No. 4,673,526) "as evidenced by" Flick. The rejection is traversed. An essential component of the reference composition is a "highly hydrosoluble" (col. 3, line 63 and col. 4, line 5) solid abrasive material (up to 10%, col. 2, lines 13-16). This is necessary because the purpose of the reference is to deep clean through exfoliant action (Abstract). No such abrasive material is recited in the present claims. However, the claims do recite an oil gelling agent that is both water and oil insoluble. Water insolubility distinguishes the oil gelling agents of the claims (such as silicas, clays, etc.) from the "highly hydrosoluble" abrasives of Zabotto. Flick does not support the rejection of the claims.

It is requested that the amendment be entered since it reduces the number of issues, places the claims in condition for allowance, and/or place the claims in better condition for appeal. It is requested that the Examiner reconsider the rejections in view of the amendment and remarks and that the case be passed to issue.

Respectfully submitted,

Johansson et al.

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By: 
Kristyne A. BULLOCK
Reg. No. 42,371
COLGATE-PALMOLIVE COMPANY
909 River Road; P.O. Box 1343
Piscataway, NJ 08855-1343
Telephone (732) 878-6002

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